



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

California State Office
2800 Cottage Way, Suite W1834
Sacramento, California 95825
www.ca.blm.gov



October 18, 2001

NOTICE OF COMPETITIVE LEASE SALE OIL AND GAS

SALE LOCATION ADDRESS

**Holiday Inn Select Convention Center
801 Truxtun Avenue
Bakersfield, California 93301
(661) 323-1900**

The California State Office is offering for competitive oil and gas lease sale, **39** parcels containing **22,574.28** acres of Federal lands in the State of California. This notice provides:

- the time and place of the sale,
- how to participate in the bidding process,
- the sale process,
- the conditions of the sale,
- how to file a noncompetitive offer after the sale, and
- how to file a presale noncompetitive offer.

Attached to this notice is a list of the lands being offered by parcel number and legal land description. We have included stipulations that apply to each parcel. For your convenience, we are including copies of the bid form and the lease form.

When and where will the sale take place?

When: The competitive oral sale will begin at 9:00 a.m. on **December 6, 2001**. The sale room will open one hour earlier to allow you to register and obtain your bid number. Registration begins at 8:00 a.m.

Where: The sale will be held at the Holiday Inn Select Convention Center, 801 Truxtun Avenue, Bakersfield, California 93301. Parking is available.

Access: The sale room is accessible to persons with disabilities. If assistance is needed for the hearing or visually impaired, contact Sonia Santillan at (916) 978-4420 two weeks before the sale day.

How do I participate in the bidding process?

To participate in the bidding process, you must register to obtain a bid number. We will begin registering bidders at 8:00 a.m. on the day of the sale. Bidders must register in order to bid on a parcel.

What is the sale process?

Starting at 9:00 a.m. on the day of the sale:

- the auctioneer will offer the parcels in the order they are shown in the attached notice,
- all bids are on a per-acre basis, rounded up to whole acres, for the entire acreage in the parcel,
- the winning bid is the highest oral bid equal to or exceeding the minimum acceptable bid, and
- the decision of the auctioneer is final.

The minimum acceptable bid is \$2 per acre. If a parcel contains fractional acreage, round it up to the next whole acre. For example, a parcel of 100.501 acres requires a minimum bid of \$202 (\$2 x 101 acres). After all the parcels have been offered, you may ask the auctioneer to reoffer any unsold parcel.

What conditions apply to the lease sale?

- **Parcel withdrawal or sale cancellation:** We reserve the right to withdraw any or all parcels before the sale begins. If we withdraw a parcel, we will post a notice in the State Office Information Access Center (Public Room). If we cancel the sale, we will try to notify all interested parties early enough to stop them from traveling to the sale site.
- **Payment due:** You cannot withdraw a bid. Your bid is a legally binding commitment to sign the bid form; accept the lease; and pay all monies due. For each parcel you win, the **money due the day of the sale** is the total of the bonus bid deposit (at least \$2 per acre), the first year's rent (\$1.50 per acre), and the administrative fee (\$75). Any unpaid balance of the bonus bid must be submitted to the California State Office by **4:30 p.m. December 20, 2001**, which is the tenth working day following the sale. If you do not pay the balance due by this date, you forfeit the right to the lease and all money paid the day of the sale. If you forfeit a parcel, we may offer it at a later sale.
- **Form of payment:** You can pay by personal check, certified check, money order, or credit card (Visa, MasterCard, American Express, and Discover cards only). Make checks payable to: **Department of the Interior—BLM**. We cannot accept cash. If a check you have sent to us in the past has been returned for insufficient funds, we may require that you give us a guaranteed payment, such as a certified check. If you pay by credit card and the transaction is refused, we will try to notify you early enough so that you can make other payment arrangements. We cannot grant you any extension of time to pay the money that is due the

day of the sale.

- **Bid form:** For each parcel, the successful bidder is required to submit a properly signed Form 3000-2 (dated Oct 1989 or later) with the required payment on the day of the sale. This form constitutes a legally binding offer to accept a lease and can be signed ONLY by the prospective lessee or an authorized representative. You may complete the bid form with the exception of the money part before the sale. You may fill out the money part at the sale. Your completed bid form certifies (1) that you and the prospective lessee are qualified to hold an oil and gas lease under our regulations at 43 CFR 3102.5-2; and (2) that both of you have complied with 18 U.S.C. 1860, a law that prohibits unlawful combinations, intimidation of and collusion among bidders.
- **Lease issuance:** After we have received the bid form and all monies due, the lease can be issued. The lease effective date is the first day of the month following the month in which we sign it. If you want your lease to be effective the first day of the month in which we sign it, you must ask us in writing to do this. We have to receive your request before we sign the lease.
- **Lease terms:** A lease issued as a result of this sale has a primary term of 10 years. It will continue beyond its primary term as long as oil or gas in paying quantities is produced on or for the benefit of the lease. Rental at \$1.50 per acre for the first 5 years (\$2 per acre after that) is due on or before the lease anniversary date each year until production begins. Once a lease becomes producing, royalty of 12.5 percent must be paid. You will find other lease terms on our standard lease form (Form 3100-11, June 1988 or later edition). A copy of the lease form is included in this notice. **(Note:** You may copy the lease form, but it must be an exact copy with both sides on one page. If you copy the form on two pages or use an obsolete lease form, your offer will be rejected. The copy you make must be legible.)
- **Stipulations:** Some parcels have requirements and/or restrictions. Stipulations are included in the parcel descriptions. These stipulations become part of the lease and supersede any inconsistent provisions of the lease form.

How do I file a noncompetitive day-after-sale offer after the sale?

Parcels that do not receive a bid are available on a first-come, first-served basis for a two-year period beginning the day after the sale. If you want to file a noncompetitive offer on an unsold parcel, you must file in the California State Office:

- an offer to lease form properly filled out and signed. The lands in your offer must be described as specified in our regulations at 43 CFR 3110.5; and
- your remittance for the total of the \$75 filing fee and the advanced first year's rental (\$1.50 per acre). Remember to round up any fractional acreage when you calculate the amount of rental.

All offers filed the first business day after the sale are considered filed simultaneously. When a parcel receives more than one filing by 4:30 p.m. on the day after the sale, a drawing is held to

determine the winner. A presale offer has priority over any offer filed after the sale. Thereafter, any parcels remaining are available for a period of two-years. Offers receive priority as of the date and time of filing in the California State Office.

How do I file a noncompetitive presale offer?

Under our regulations at 43 CFR 3110.1(a), you may file a noncompetitive presale offer for lands that:

- are available;
- have not been under lease during the previous one-year period; or
- have not been included in a competitive lease sale within the previous two-year period.

If we do not get a bid for the parcel that contains the lands in your presale offer, it has priority over any offer for that parcel filed after the sale. Your presale offer is your consent to the terms and conditions of the lease, including any additional stipulations.

If you want to file a presale offer you must file in the California State Office:

- an offer to lease form properly filled out and signed. The lands in your offer must be described as specified in our regulations at 43 CFR 3110.5; and
- your remittance for the total of the \$75 filing fee and the advanced first year's rental (\$1.50 per acre). Remember to round up any fractional acreage when you calculate the amount of rental.

How can I find out the results of this sale?

We will post the sale results in the State Office Public Room and on our public Internet site when they have been compiled. You can buy a printed copy of the results list from the Public Room for \$5.00. The list will also be available at our public Internet site: <http://www.ca.blm.gov/caso/oil.html>.

NOTE: The posting of this notice serves to withdraw the lands listed herein from filings under 43 CFR 3110.1(a)(1)(ii).

Whom should I contact if I have questions?

For more information, contact Sonia Santillan at (916) 978-4420.

/s/ Leroy M. Mohorich

Leroy M. Mohorich
Assistant Deputy State Director
Division of Energy & Minerals

PUBLIC LANDS

PARCEL CA 12-01-1

T. 16 S., R 13 E., MD Mer.,
Sec. 3, Lots 1-4, S2N2, N2S2;
Sec. 4, Lots 1-4, S2N2.

Fresno County 839.040 Acres
Subject to Information Notices 1 thru 8
Subject to Special Stipulation 1

PARCEL CA 12-01-2

T. 16 S., R 13 E., MD Mer.,
Sec. 7, Lots 3, 4, E2SW;
Sec. 17, NWNE, N2NW, SWNW;
Sec. 18, All.

Fresno County 949.000 Acres
Subject to Information Notices 1 thru 8
Subject to Special Stipulations 1 thru 3

PARCEL CA 12-01-3

T. 16 S., R 13 E., MD Mer.,
Sec. 20, All;
Sec. 22, S2NW,S2;
Sec. 26, S2NW,S2;
Sec. 28, All;
Sec. 34, N2, SW.

Fresno County 2560.000 Acres
Subject to Information Notices 1 thru 8
Subject to Special Stipulations 1 thru 3

PARCEL CA 12-01-4

T. 16 S., R 13 E., MD Mer.,
Sec. 30, All;
Sec. 32, All.

Fresno County 1277.200 Acres
Subject to Information Notices 1 thru 8
Subject to Special Stipulations 1 thru 3

PARCEL CA 12-01-5

T. 16 S., R 14 E., MD Mer.,
Sec. 18, Lots 1-4, E2W2, SE;
Sec. 20, NE, S2;
Sec. 22, E2;
Sec. 27, NW;
Sec. 28, W2.

Fresno County 1759.000 Acres
Subject to Information Notices 1 thru 8
Subject to Special Stipulation 1 (All)
Subject to Special Stipulation 2 (Secs. 18,
20, and 28 only)

PARCEL CA 12-01-6

T. 16 S., R 14 E., MD Mer.,
Sec. 35, E2.

Fresno County 320.000 Acres
Subject to Information Notices 1 thru 8
Subject to Special Stipulation 1

PARCEL CA 12-01-7

T. 20 S., R 15 E., MD Mer.,
Sec. 2, N2SW, SWSW, W2SESW;
Sec. 12, W2NE, N2SW, NWSE.

Fresno County 340.000 Acres
Subject to Information Notices 1 thru 8
Subject to Special Stipulations 1 thru 3

PARCEL CA 12-01-8

T. 24 S., R 18 E., MD Mer.,
Sec. 27, SWNW, W2SW, SESW, E2SE.

Kings County 240.000 Acres
Subject to Information Notice 9
Subject to Special Stipulation 1

PARCEL CA 12-01-9

T. 26 S., R 18 E., MD Mer.,
Sec. 3, Lots 3, 4, S2NW.

Kern County 160.720 Acres
Subject to Special Stipulation 1

PARCEL CA 12-01-10

T. 26 S., R 18 E., MD Mer.,
Sec. 27, W2,SE;
Sec. 28, SE.

Kern County 640.000 Acres
Subject to Special Stipulations 1 and 4

PARCEL CA 12-01-11

T. 26 S., R 18 E., MD Mer.,
Sec. 32, Lot 2, NWSE;
Sec. 33, Lots 1, 2, NE, N2SE;
Sec. 34, All;
Sec. 35, All.

Kern County 1709.660 Acres
Subject to Special Stipulations 1 and 4

PARCEL CA 12-01-12

T. 23 S., R 19E., MD Mer.,
Sec. 34, SW.

Kings County 160.000 Acres
Subject to Information Notice 9
Subject to Special Stipulation 1

PARCEL CA 12-01-13

T. 28 S., R 19 E., MD Mer.,
Sec. 7, NENE.

Kern County 40.000 Acres
Subject to Special Stipulation 1

PARCEL CA 12-01-14

T. 28 S., R 19 E., MD Mer.,
Sec. 13, Lots 1, 2, 6, 7, N2NE;
Sec. 14, Lots 3, 4, 5, 14, 16;
Sec. 23, All;
Sec. 24, Lots 5, 11, 12.

Kern County 1197.640 Acres
Subject to Information Notice 9
Subject to Special Stipulation 1

PARCEL CA 12-01-15

T. 23 S., R 20 E., MD Mer.,
Sec. 34, Lots 2, 3, 5.

Kings County 84.070 Acres
Subject to Special Stipulation 1

PARCEL CA 12-01-16

T. 24 S., R 20 E., MD Mer.,
Sec. 31, All.

Kings County 655.080 Acres
Subject to Information Notice 9
Subject to Special Stipulation 1

PARCEL CA 12-01-17

T. 25 S., R 20 E., MD Mer.,
Sec. 31, E2NE, fractional NW.

Kern County 242.520 Acres
Subject to Information Notice 9
Subject to Special Stipulation 1

PARCEL CA 12-01-18

T. 30 S., R 20 E., MD Mer.,
Sec. 1, Lots 1, 2, 3, S2NE, SENW, SW,
N2SE, SWSE;
Sec. 2, Lots 1, 2, 4, SWNW, SESW,
NESE, S2SE;
Sec. 11, N2NE, W2, SE;
Sec. 12, NW, NESW, S2SW.

Kern County 1676.580 Acres
Subject to Special Stipulation 1

PARCEL CA 12-01-19

T. 25 S., R 21 E., MD Mer.,
Sec. 6, Lots 6-12;
Sec. 8, Lots 3-7, SENW.

Kern County 325.130 Acres
Subject to Special Stipulations 1 and 2

PARCEL CA 12-01-20

T. 25 S., R 21 E., MD Mer.,
Sec. 22, NW, NESW;
Sec. 28, E2;
Sec. 30, Lot 3;
Sec. 32, SWSW.

Kern County 599.760 Acres
Subject to Stipulations 1 and 2

PARCEL CA 12-01-21

T. 26 S., R 22 E., MD Mer.,
Sec. 14, NENE.

Kern County 40.000 Acres
Subject to Special Stipulation 1

PARCEL CA 12-01-22

T. 27 S., R 22 E., MD Mer.,
Sec. 30, Lot 1 of NW, lot 1 of SW, W2E2.

Kern County 320.000 Acres
Subject to Information Notice 9
Subject to Special Stipulation 1

PARCEL CA 12-01-23

T. 31 S., R 22 E., MD Mer.,
Sec. 28, SW;
Sec. 33, NE;
Sec. 34, Lots 1-8.

Kern County 705.660 Acres
Subject to Special Stipulation 1
Subject to Special Stipulation 2 (Sec. 28
only)

PARCEL CA 12-01-24

T. 31 S., R 22 E., MD Mer.,
Sec. 29, S2NE, N2NW;
Sec. 32, Lots 1, 7, 8, E2 lot 2.

Kern County 440.000 Acres
Subject to Special Stipulation 1

PARCEL CA 12-01-25
Presale Offer CACA 43104

T. 26 S., R 23 E., MD Mer.,
Sec. 24, N2.

Kern County 320.000 Acres
Subject to Special Stipulation 1

PARCEL CA 12-01-26

T. 30 S., R 23 E., MD Mer.,
Sec. 6, All.

Kern County 640.000 Acres
Subject to Information Notice 9
Subject to Special Stipulations 1 and 2

PARCEL CA 12-01-27

T. 24 S., R 24 E., MD Mer.,
Sec. 2, Lot 2, S2NW, SW.

Tulare County 322.660 Acres
Subject to Special Stipulation 1

PARCEL CA 12-01-28

T. 25 S., R 24 E., MD Mer.,
Sec. 8, N2.

Kern County 320.000 Acres
Subject to Information Notice 9
Subject to Special Stipulation 1

PARCEL CA 12-01-29

T. 29 S., R 24 E., MD Mer.,
Sec. 6, Lots 1 & 2 of NW.

Kern County 161.600 Acres
Subject to Special Stipulation 1

PARCEL CA 12-01-30

T. 27 S., R 26 E., MD Mer.,
Sec. 2, Fractional NW.

Kern County 159.730 Acres
Subject to Special Stipulation 1

PARCEL CA 12-01-31

T. 26 S., R 27 E., MD Mer.,
Sec. 30, Lots 1 and 2 of SW.

Kern County 140.940 Acres
Subject to Information Notice 9
Subject to Special Stipulation 1

PARCEL CA 12-01-32

T. 28 S., R 27 E., MD Mer.,
Sec. 6, Lots 1 and 2 of NW.

Kern County 213.890 Acres
Subject to Special Stipulation 1

PARCEL CA 12-01-33

T. 28 S., R 27 E., MD Mer.,
Sec. 10, W2SW;
Sec. 20, W2NW.

Kern County 160.000 Acres
Subject to Special Stipulation 1

PARCEL CA 12-01-34

T. 28 S., R 27 E., MD Mer.,
Sec. 12, SW;
Sec. 28, N2.

Kern County 480.000 Acres
Subject to Special Stipulation 1

PARCEL CA 12-01-35

T. 26 S., R 28 E., MD Mer.,
Sec. 12, E2NE.

Kern County 80.000 Acres
Subject to Special Stipulation 1

PARCEL CA 12-01-36

T. 26 S., R 28 E., MD Mer.,
Sec. 20, SWNE, SENW, E2SW, W2SE;
Sec. 22, N2, E2SW, SE;
Sec. 30, Lots 1 and 2 of SW, E2;
Sec. 34, NE, S2SW, N2SE, SESE.

Kern County 1614.400 Acres
Subject to Special Stipulation 1

PARCEL CA 12-01-37

T. 26 S., R 28 E., MD Mer.,
Sec. 32, SW.

Kern County 160.000 Acres
Subject to Special Stipulation 1

PARCEL CA 12-01-38
Presale Offer CACA 41416

T. 11 N., R 24 W., SB Mer.,
Sec. 28, NE, E2NW, NESW, NESE;
Sec. 29, NENW.

Kern County 360.000 Acres
Subject to Special Stipulation 1

PARCEL CA 12-01-39

T. 11 N., R 24 W., SB Mer.,
Sec. 29, W2NW, SENW, SWSW.

Kern County 160.000 Acres
Subject to Special Stipulation 1

The following notice will be attached to all issued leases

**NOTICE TO LESSEE
MLA Section 2(a)(2)(A)**

Provisions of the Mineral Leasing Act (MLA) of 1920, as amended by the Federal Coal Leasing Amendments of 1976, affect an entity's qualifications to obtain an oil and gas lease. Section 2(a)(2)(A) of the MLA, 30 U.S.C. 201(a)(2)(A), requires that any entity that holds and has held a Federal coal lease for 10 years beginning on or after August 4, 1976, and who is not producing coal in commercial quantities from each such lease, cannot qualify for the issuance of any other lease granted under the MLA. Compliance by coal lessees with Section 2(a)(2)(A) is explained in 43 CFR 3472.

In accordance with the terms of this oil and gas lease with respect to compliance by the initial lessee with qualifications concerning Federal coal lease holdings, all assignees and transferees are hereby notified that this oil and gas lease is subject to cancellation if: (1) the initial lessee as assignor or as transferor has falsely certified compliance with Section 2(a)(2)(A), or (2) because of a denial or approval by a State Office on a pending coal action, i.e., arms-length assignment, relinquishment, or logical mining unit, the initial lessee as assignor or as transferor is no longer in compliance with Section 2(a)(2)(A). The assignee or transferee does not qualify as a bona fide purchaser and, thus, has no rights to bona fide purchaser protection in the event of cancellation of this lease due to noncompliance with Section 2(a)(2)(A).

Information regarding assignor or transferor compliance with Section 2(a)(2)(A) is contained in the lease case file as well as in other Bureau of Land Management records available through the State Office issuing this lease.

INFORMATION NOTICES

1. Cultural Information Notice

A cultural resource inventory will be required prior to authorization of any surface disturbing activity. Proposed activities would be moved up to 200 meters to avoid adverse impacts to all potentially significant archaeological sites. For sites that could not be avoided, an appropriate data recovery plan would be developed in consultation with the State Historic Preservation Officer and the National Advisory Council on Historic Preservation. Implementation of the data recovery plan would be a condition of approval of the proposed activity.

2. Air Quality Information Notice - Offroad Vehicle Use

All oil and gas exploration and development activities that require off-road vehicle use or surface disturbance will be required to obtain an air quality emission permit or verification that such permits are not appropriate from the local Air Pollution Control District.

3. Air Quality Information Notice - Onroad Vehicle Use

All oil and gas exploration and development activities resulting in surface disturbance or requiring the use of motorized vehicles will be required to suppress fugitive dust emissions from paved and unpaved surfaces in accordance with local Air Pollution Control District (APCD) regulations.

4. Surface-Disturbing Operations on Slopes Information Notice

Proposed oil and gas developments (pad/access road construction, vegetation removal, etc.) on slopes that exceed 10% will require submission of designs prepared by a licensed professional engineer, incorporating adequate mitigation measures to preclude slope failure or off-site transport of sediments and detailing reclamation procedures that would result in successful restoration and revegetation of the site.

5. Floodplains Information Notice

To prevent contamination of surface waters during flood events, oil sump construction and storage of oil in oil well cellars will not be permitted in floodplains.

6. Known T&E Animal Habitat Information Notice

All or a portion of the lands in this lease are within the habitat of threatened or endangered species. Measures included in the Panoche/Coalinga Area of Critical Concern Guidelines for oil and gas operations in T&E Animal Habitat to mitigate oil and gas exploration and development activities will be implemented on those lands described herein. If these measures are not sufficient to prevent a "may affect" determination to the species, section 7 consultation with the USFWS will be required. The measures are:

Pre-Development Protective Measures

- Installation of temporary fences along the margin of pad sites on oil and gas developments to eliminate off-site vehicle impacts to undisturbed habitat.
- Access roads and pipeline should be planned to utilize existing roads and trails. Where new roads are proposed, route to avoid sensitive habitat features such as shrubs, small mammal and rodent burrows and washes.
- Compensation both on-site and off-site: Rehabilitate additional acreage through reseedling, installation of artificial dens, closure/rehab of roads in other lease areas, etc.
- Season restriction for operational activities to minimize vehicle traffic, noise, etc., during sensitive periods such as denning, nesting, etc.
- Formal programs to increase employee awareness of local wildlife concerns emphasizing unique habitat features and values. This is important to the contractor(s) as well as the applicant.
- Maintain unique or limiting topographic features (will vary from site to site).
- No surface occupancy should be considered in critical or sensitive habitat areas.
- Employees and contractors should be prohibited from carrying firearms onto the worksite.

Developmental Protective Measures

- Where pipelines/steam lines are needed, lay above ground (hang above ground across major washes). Align with roads where possible.
- Size and alignment (or orientation) of pads should be determined to minimize surface disturbance and habitat loss, yet accommodate construction activities (i.e., lengthwise or parallel to existing roads, short side toward sensitive features). Revegetate those portions of the pads not needed for production purposes as soon as possible.
- Wastewater should be properly contained and/or removed to a designated disposal site.
- Stockpile topsoil from surface-disturbing activities to be used in conjunction with revegetation efforts.
- Maintain buffer zones around sensitive habitat features (minimum 200 feet from active or inactive San Joaquin Kit Fox dens, minimum 100 feet from all intermittent streams, 100 feet from dry washes in blunt-nosed leopard lizard habitat and minimum 200 feet from giant kangaroo rat colonies). Fencing will be used if necessary.
- Keep number of roads to a minimum (one to two access points per well).

- Consolidate maintenance activities to reduce human disturbances.
- Fence/cover all existing and active sumps with fine wire mesh to prevent the entrapment of animals.

Post-Development Protection Measures

- Abandonments will be rehabed and re-contoured as close as possible to the original contour and condition. The determination for recontouring abandoned well sites will consider possible impacts to RTE species. In some cases, where natural revegetation has occurred around the margins of well sites and RTE species are known to inhabit the site, it may be desirable to rip and reseed pads and roads but avoid disturbing naturally revegetated areas by recontouring.
- Ripping, reseeding and recontouring will be done by the lessee as approved by BLM to all roads, pads, sumps, and all other past surface disturbances (including oil spills from historic operations) not of value to the leasehold operation.
- Reseeding will consist of environmentally compatible plant species (saltbush) in all disturbed areas within construction zones, as well as any additional locations agreed to for the benefit of RTE species and surface protection from erosion.
- Specifications for seeding will include timeframes, rates of seed application, type of seed.
- Areas to be rehabilitated should be delineated in writing, by map, and staked/flagged on site.
- If in an active field, rehabilitation efforts should be conducted within one year after construction operations have ended.
- If necessary, fence (or block with physical barriers) revegetated sites from vehicular or livestock access.
- Dispose of all well site debris, including equipment, pipelines, and garbage in an acceptable manner (this means removal to a designated disposal site for contaminated soil and/or debris).

In addition to the protective measures listed above, compensation may be required in the form of on-site or off-site habitat enhancement (installation of guzzlers, conversion of oil and gas wells to water wells, seeding of native shrub species, etc.). Project applicants may be required to provide funds for purchase of off-site lands.

7. Exploratory Drilling in Known T&E Animal Habitat Information Notice

Exploratory drilling will be required to use self-contained drilling fluid units to eliminate the need for sumps and to minimize spillage.

8. Development of New Oil and Gas Fields in Known T&E Animal Habitat Information Notice

Development of new oil and gas fields in known T&E animal habitat will be limited to disturbance of 10 percent of the habitat area within the lease.

9. Possible Transfer of Leases to State Lands Commission Notice

In accordance with the Desert Protection Act of 1994 (the Act), The Bureau of Land Management (BLM) is working with the California State Lands Commission (SLC) to satisfy Section 707 of the Act.

Section 707 states in part:

Upon request of the California State Lands Commission, the Secretary shall enter into negotiations for an agreement to exchange Federal Lands or interests therein...for California State School Lands or interests therein which are located within the boundaries of one or more of the wilderness areas or park system units. The Secretary shall negotiate in good faith to reach a land exchange agreement consistent with the requirements of section 206 of the Federal Land Policy and Management Act of 1976. The Secretary of Interior is to determine what lands are suitable for disposal for exchange.

Potential successful lessees are hereby notified and made aware of a possible transfer of the lease and lands therein to the SLC.

Special Stipulations

Stipulation No. 1 - Limited Surface Use - Protected Species: All or a portion of this lease is within the range of one or more plant or animal species (shown at the end of this stipulation) that are either listed as threatened or endangered, or are proposed for such listing by the U.S. Fish and Wildlife Service (USFWS).

The lessee is notified that time frames for processing applications may be delayed beyond established standards to allow for species surveys, and consultation or conferencing with the USFWS. Notice is also given that surface-disturbing activities may be moved or modified, and that some activities may be prohibited during seasonal time periods. Surface disturbing activities will be prohibited on the lease only where:

- a. The proposed action is likely to jeopardize the continued existence of a listed or proposed species, or
- b. The proposed action is inconsistent with the recovery needs of a listed species as identified in an approved USFWS Recovery Plan.

Prior to the authorization of any surface disturbing activities, a preliminary environmental review will be conducted to identify the potential presence of habitat for these species. Authorizations may be delayed until completion of the necessary surveys during the appropriate time period for these species. The lessee should be aware that the timing of the surveys is critical, in that some species can only be surveyed during a brief period each year.

The BLM may need to initiate consultation or conference with the USFWS if the site inspection concludes that a listed or proposed species may be affected by the proposed activity. The lessee should be aware that the USFWS has up to 135 days to render their biological opinion, and that there are provisions for an additional 60-day extension. Offsite habitat protection or enhancement for wildlife or vegetation (compensation) may be required by the USFWS when habitat is disturbed. The consultation may also result in some restrictions to the lessee's plan of development, including movement or modification of activities, and seasonal restrictions. Surface disturbing activities will be prohibited on the lease if the consultation or conference concludes that either of the conditions identified in a or b above exist.

Endangered Species List

<u>Common Name</u>	<u>Scientific Name</u>	<u>Status</u>
Special Status Plants		
1. California jewelflower	<i>Caulanthus californicus</i>	endangered
2. San Joaquin wooly-threads	<i>Lembertia congdonii</i>	endangered
3. San Joaquin Valley orcutt grass	<i>Orcuttia inaequalis</i>	threatened

4. Hoover's woolly-star	<i>Eriastrum hooveri</i>	threatened
5. Kern mallow	<i>Eremalche kernensis</i>	endangered
6. Bakersfield cactus	<i>Opuntia treleasei</i>	endangered
7. San Benito Evening-primrose	<i>Camissonia benetensis</i>	threatened
8. Fleshy owl's-clover	<i>Castilleja camprestris succulenta</i>	threatened
9. Coyote ceanothus	<i>Ceanothus ferrisiae</i>	endangered
10. Mariposa Lupine	<i>Lupinus citrinus deflexus</i>	endangered
11. Hartweg's golden sunburst	<i>Pseudobahia bahiifolia</i>	endangered
12. Metcalf Canyon jewelflower	<i>Streptanthus albidus albidus</i>	endangered
13. Greene's orcutt grass	<i>Tuctoria greenei</i>	endangered
14. Purple amole	<i>Chlorogalum purpureum</i>	threatened

Special Status Animals

15. Blunt nosed leopard lizard	<i>Gambelia silus</i>	endangered
16. Giant kangaroo rat	<i>Dipodomys ingens</i>	endangered
17. San Joaquin kit fox	<i>Vulpes macrotis mutica</i>	endangered
18. Tipton kangaroo rat	<i>Dipodomys nitratoides nitratoides</i>	endangered
19. Fresno kangaroo rat	<i>Dipodomys nitratoides exilis</i>	endangered
20. CA tiger salamander	<i>Ambystoma californiense</i>	endangered (Santa Barbara Co. only)
21. Longhorn fairy shrimp	<i>Branchinecta longiantenna</i>	endangered
22. Vernal pool fairy shrimp	<i>Branchinecta lynchi</i>	threatened

Special Status Birds

23. Bald eagle	<i>Haliaeetus leucocephalus</i>	threatened
24. California condor	<i>Gymnogypus californianus</i>	endangered
25. Mountain plover	<i>Charadrius montanus</i>	proposed (threatened)

Stipulation No. 2 - Limited Surface Use - Sensitive Species: All or a portion of this lease is within the range of one or more plant or animal species (shown at the end of this stipulation) that are either Federal candidates for listing as threatened or endangered (Federal Candidate), are listed by the State of California as threatened or endangered (State Listed), or are designated by the Bureau of Land Management (BLM) as Sensitive (Bureau Sensitive).

The lessee is notified that time frames for processing applications may be delayed beyond established standards to allow for species surveys and coordination with the USFWS and California Department of Fish and Game. Notice is also given that surface-disturbing activities may be relocated beyond the standard 200 meters but not more than 1/4 mile and that surface disturbing activities may be prohibited during seasonal time periods.

Prior to the authorization of any surface disturbing activities, a preliminary environmental review will be conducted to identify the potential presence of habitat for these species. Authorizations may be delayed until completion of the necessary surveys during the appropriate time period for these species. The lessee should be aware that the timing of the surveys is critical, in that some species can only be surveyed during a brief period each year. The BLM may need to coordinate with the USFWS or the California Department of Fish and Game if the site inspection concludes that a Federal Candidate, State Listed or Bureau Sensitive species may be affected by the proposed activity. Coordination may delay application processing beyond established time frames.

To prevent or reduce disturbance to Federal Candidate, State Listed, or Bureau Sensitive species, surface operations may be moved up to 1/4 mile and surface disturbing activities may be prohibited during seasonal time periods.

Sensitive/Candidate Species List

<u>Common Name</u>	<u>Scientific Name</u>	<u>Status</u>
Special Status Plants		
1. Pale-Yellow Layia	<i>Layia heterotricha</i>	BLM sensitive
2. Munz's Tidy-Tips	<i>Layia munzii</i>	BLM sensitive
3. Calico Monkeyflower	<i>Mimulus pictus</i>	BLM sensitive
4. Oil Neststraw	<i>Stylocline citroleum</i>	BLM sensitive
5. Showy Madia	<i>Madia radiata</i>	BLM sensitive
6. Lost Hills Saltbrush	<i>Atriplex vallicola</i>	BLM sensitive
7. Hardham's Evening-Primrose	<i>Camissonia hardhamiae</i>	BLM sensitive
8. Sharsmith's Harebell	<i>Campanula sharmsmithiae</i>	BLM sensitive
9. One-awned Spineflower	<i>Chorizanthe rectispina</i>	BLM sensitive
10. Hamilton Thistle	<i>Cirsium fontinale campylon</i>	BLM sensitive

11. Hispid Bird's-Beak	<i>Cordylanthus mollis hispidus</i>	BLM sensitive
12. Mt. Diablo Bird's-Beak	<i>Cordylanthus nidularius</i>	State Rare
13. Mt. Hamilton Coreopsis	<i>Coreopsis hamiltonii</i>	BLM sensitive
14. Mouse Buckwheat	<i>Eriogonum nudum murinum</i>	BLM sensitive
15. Talus Fritillary	<i>Fritillaria falcata</i>	BLM sensitive
16. Diablo Helianthella	<i>Helianthella castanea</i>	BLM sensitive
17. Rayless Layia	<i>Laya discoidea</i>	BLM sensitive
18. Jones' Layia	<i>Layia jonesii</i>	BLM sensitive
19. Panoche Pepper-Grass	<i>Lepidium jaredii album</i>	BLM sensitive
20. Congdon's Lewisia	<i>Lewisia congdonii</i>	State Rare
21. Carmel Valley Bush Mallow	<i>Malacothamnus palmeri involucratus</i>	BLM sensitive
22. Carmel Valley Cliff-Aster	<i>Malcothrix saxatilis arachnoidea</i>	BLM sensitive
23. Slender Pentachaeta	<i>Pentachaeta exilis aeolica</i>	BLM sensitive
24. Mt. Diablo Phacelia	<i>Phacelia phacelioides</i>	BLM sensitive
25. Rock Sanicle	<i>Sanicula saxatilis</i>	State Rare
26. Cuesta Pass Checkerbloom	<i>Sidalcea hickmanii anomala</i>	State Rare
27. Mt. Hamilton Jewelflower	<i>Streptanthus callistus</i>	BLM sensitive

Special Status Animals

28. Ciervo Aegialian Beetle	<i>Aegialia concinna</i>	BLM sensitive
29. Southwestern Pond turtle	<i>Clemmys marmorata</i>	BLM sensitive
30. San Joaquin Dune Beetle	<i>Coelus gracilis</i>	BLM sensitive
31. Short-nosed Kangaroo Rat	<i>Dipodomys nitratooides</i>	BLM sensitive
32. San Joaquin pocket mouse	<i>Perognathus inornatus inornatus</i>	BLM sensitive
33. Foothill yellow-legged frog	<i>Rana boylei</i>	BLM sensitive
34. CA tiger salamander	<i>Ambystoma californiense</i>	Federal Candidate
35. Two-striped garter snake	<i>Thamnophis hammondi</i>	BLM sensitive

Special Status Birds

36. Western yellow-billed cuckoo	<i>Coccyzus americanus occidentalis</i>	State endangered and Federal candidate
37. Swainson's Hawk	<i>Buteo swainsoni</i>	State endangered
38. Tricolored Blackbird	<i>Agelaius tricolor</i>	BLM sensitive

Stipulation No. 3 - Limited Surface Use - Raptors: This lease includes lands that have been identified as important raptor foraging, wintering or nesting areas. Notice is given that surface-disturbing activities may be relocated beyond the standard 200 meters, but not more than ½ mile or that some activities may be prohibited during seasonal time periods to avoid unnecessary and undue disturbance to sensitive raptor foraging grounds, wintering areas or nest sites.

Stipulation No. 4 – Limited Surface Use – Proposed Critical Habitat and Designated Critical Habitat: All or a portion of this lease lies within an area that is designated as critical habitat, or is proposed for designation as critical habitat by the U.S. Fish and Wildlife Service. (See list of affected species following this stipulation).

The lessee is notified that time frames for processing applications may be delayed beyond established standards to allow for species surveys, and consultation or conferencing with the U.S. Fish and Wildlife Service. Notice is also given that surface-disturbing activities may be moved or modified and that some activities may be prohibited during seasonal time periods. Surface disturbing activities will be prohibited on the lease only where:

- a. the proposed action is likely to destroy or adversely modify critical habitat or proposed critical habitat, or
- b. the proposed action is inconsistent with the recovery needs of a listed species as identified in an approved U.S. Fish and Wildlife Service Recovery Plan.

Prior to the authorization of any surface disturbing activities, a preliminary environmental review will be conducted identify the potential presence of habitat for these species. Authorizations may be delayed until completion of the necessary surveys during the appropriate time period for these species. The lessee should be aware that the timing of the surveys is critical, in that some species can only be surveyed during a brief period each year.

The Bureau of Land Management may need to initiate consultation or conference with the U.S. Fish and Wildlife Service if the site inspection concludes that designated or proposed critical habitat may be affected by the proposed activity. The lessee should be aware that the U.S. Fish and Wildlife Service has up to 135 days to render their biological opinion, and that there are provisions for an additional 60 day extension. Offsite habitat protection or enhancement for wildlife or vegetation (compensation) may be required by the U.S. Fish and Wildlife Service when designated or proposed critical habitat is disturbed. The consultation may also result in some restrictions to the lessee's plan of development, including movement or modification of activities, and seasonal restrictions. Surface disturbing activities will be prohibited on the lease only if the consultation or conference concludes that either of the conditions identified in a. or b. above exist.

Critical Habitat Species

<u>Common Name</u>	<u>Scientific Name</u>	<u>Status</u>
1. California red-legged frog	<i>Rana aurora draytonii</i>	Designated